

# Order

Michigan Supreme Court  
Lansing, Michigan

October 26, 2012

Robert P. Young, Jr.,  
Chief Justice

145105

Michael F. Cavanagh  
Marilyn Kelly  
Stephen J. Markman  
Diane M. Hathaway  
Mary Beth Kelly  
Brian K. Zahra,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

SC: 145105  
COA: 302583  
Hillsdale CC: 10-342193-FH

RITA RENEE CRABTREE,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the March 20, 2012 judgment of the Court of Appeals is considered and, in lieu of granting leave to appeal, we REVERSE that part of the Court of Appeals judgment addressing the assessment of points for offense variable (OV) 1, MCL 777.31, and OV 2, MCL 777.32, we VACATE the sentence of the Hillsdale Circuit Court, and we REMAND this case to the trial court for resentencing in light of the Court of Appeals decision in *People v Ball*, \_\_\_ Mich App \_\_\_ (COA 303727, decided June 19, 2012), lv den \_\_\_ Mich \_\_\_ (SC 145668, October 26, 2012). In all other respects, leave to appeal is DENIED, because we are not persuaded that the remaining questions presented should be reviewed by this Court.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

October 26, 2012

*Corbin R. Davis*

Clerk